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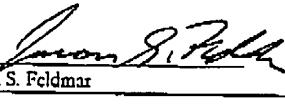
JAN 21 2004

Applicant: Arthur R. Tilford      Examiner: Scott E. Beliveau  
 Serial No.: 09/590,417      Group Art Unit: 2614  
 Filed: June 8, 2000      Docket: PD-990142  
 Title: METHOD AND APPARATUS FOR TRANSMITTING, RECEIVING AND  
 UTILIZING AUDIO/VISUAL SIGNALS AND OTHER INFORMATION

OFFICIAL

## CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmission to the U.S. Patent and Trademark Office on January 21, 2004

By:   
 Name: Jason S. Feldmar

COMMUNICATION RE RESPONSE TO FINAL REJECTION

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

On December 1, 2003, a Request For Reconsideration Under 3 C.F.R. 116 was fax-filed with the U.S. Patent and Trademark Office ("USPTO"), in response to the Final Rejection Action of October 1, 2003. Copy of 1.116 Request attached.

An Advisory Action of December 16, 2003 indicated that the December 1, 2003 reply failed to place the application in condition for allowance.

On December 31, 2003, a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 and an Amendment under 37 C.F.R. 1.114 were fax-filed to the USPTO, in response to the Final Rejection Action. Copy of R.C.E. and 1.114 Amendment attached. Timely receipt of the Request and Amendment were received via return facsimile from the USPTO (copy enclosed).

Thereafter, a second Advisory Action from the USPTO, mailed January 13, 2004, indicated that "The Amendment filed on December 31, 2003 under 37 CFR 1.116 in reply to the Final Rejection has been considered but is not deemed to place the application in condition for allowance and will not be entered because the proposed amendment raises new issues that would require further consideration and/or search." The USPTO erred in that a Request for Continued

Examination (RCE) under 37 C.F.R. 1.114 and an Amendment under 37 C.F.R. 1.114 were filed, and not an amendment under 37 C.F.R. 1.116, on December 31, 2003.

It is therefore respectfully requested that the U.S. Patent and Trademark Office review its file wrapper, and adjust their records to note that Applicant had indeed filed a Request for Continued Examination (RCE) with an Amendment under 37 C.F.R. 1.114 on December 31, 2003, in response to the Final Rejection Action of October 1, 2003.

Further, in view of the timely filing, no fees are due at this time. Nonetheless, should any fees be necessary, please charge such fees to Deposit Account NO. 50-0494 of Gates & Cooper LLP.

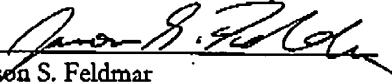
Should the Examiner believe minor matters still remain that can be resolved in a telephone interview, the Examiner is urged to call Applicant's undersigned attorney.

Respectfully submitted,

GATES & COOPER LLP  
Attorneys for Applicant(s)

Howard Hughes Center  
6701 Center Drive West, Suite 1050  
Los Angeles, California 90045  
(310) 641-8797

Date: January 21, 2004

By:   
Name: Jason S. Feldmar  
Reg. No.: 39,187

JSF/io

## Auto-Reply Facsimile Transmission



TO: Fax Sender at +13106418798  
 Fax Information  
 Date Received: 12/1/2003 6:42:42 PM [Eastern Standard Time]  
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12-01-2003 01:42PM FROM-Gates & Cooper LLP		+13106418798	T-874 P.005 F-835
<b>Gates &amp; Cooper LLP</b> Howard Hughes Center 5701 Century Drive West, Suite 1050 Los Angeles, California 90045 <b>FAX TRANSMISSION TO USPTO</b>			
TO:	Commissioner for Patents Attn: Examiner Scott E. Belliveau Prior Examining Corps Patent Examining Center Alexandria, VA 22313-1450	FROM:	Jason S. Feldman CUR.REF.: PD-990142 TELEPHONE: (310) 642-4141
Total pages, including cover letter: 19			
<b>PTO FAX NUMBER: 703 872-9306</b> If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8793.			
Title of Document: REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. 1.176 Transmited: <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Author: Arthur R. Tiffard Serial No.: 09/590,417 Filed: June 8, 2000 Group Art Unit: 2614 Inv. Ref. No.: PD-990142			
Please charge all fees to Deposit Account No. 50-04494 of Gates & Cooper LLP. By: <u>Jason S. Feldman</u> Name: Jason S. Feldman Reg. No.: 39,187			
I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below. <u>Adrienne M. Fland</u> <u>12/1/03</u> Signature Date			
ISS:amb Gact: 100-124-5-01 2003-VIP-RCVDA-1262003-12-2-13 [Eastern Standard Time] SVR:USPTO-EFXRF-1/0*DNIS:8729306*CSID:+13106418798*DURATION (mm:ss):09:34			

# Gates & Cooper LLP

Howard Hughes Center  
6701 Center Drive West, Suite 1050  
Los Angeles, California 90045

## FAX TRANSMISSION TO USPTO

TO: Commissioner for Patents  
Attn: Examiner Scott E. Beliveau  
Patent Examining Corps  
Facsimile Center  
Alexandria, VA 22313-1450

FROM: Jason S. Feldmar  
OUR REF.: PD-990142  
TELEPHONE: (310) 642-4141

Total pages, including cover letter: 17

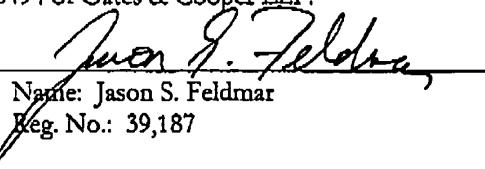
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Title of Document Transmitted:	REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. §1.114, and an AMENDMENT UNDER 37 C.F.R. §1.114. Please charge Deposit Account No. 50-0494 in the amount of \$770.00 to cover the RCE Filing Fees.
Applicant:	Arthur R. Tilford
Serial No.:	09/590,417
Filed:	June 8, 2000
Group Art Unit:	2614
Our Ref. No.:	PD-990142

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By:

  
Name: Jason S. Feldmar  
Reg. No.: 39,187

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Signature

Dec 31, 2003  
Date

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Howard Hughes Center  
6701 Center Drive West, Suite 1050  
Los Angeles, California 90045

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Patent Examining Corps  
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Total pages, including cover letter: 19

PTO FAX NUMBER: **703 872-9306**

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Reg. No.: 39,187

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Adrienne M. Jand  
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G&C 109.19-US-01

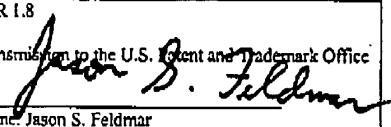
Due Date: December 1, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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By:   
Name: Jason S. Feldmar

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

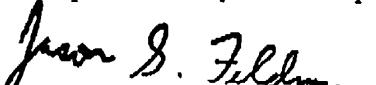
We are transmitting herewith the attached:

Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.  
 Request for Reconsideration Under 37 C.F.R. 1.116.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

**GATES & COOPER LLP**  
Howard Hughes Center  
6701 Center Drive West, Suite 1050  
Los Angeles, CA 90045  
(310) 641-8797

By:   
Name: Jason S. Feldmar  
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